



THE CITY OF NEW YORK  
**LAW DEPARTMENT**  
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February 16, 2018

**By ECF**

Honorable Richard J. Sullivan  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

Re: Bivona v. New York City Department of Education, et al.  
17 Civ. 9451 (RJS)

Dear Judge Sullivan:

I am an Assistant Corporation Counsel in the office of Zachary W. Carter, Corporation Counsel for the City of New York, attorney for the defendants in the above-captioned action. Defendants write to advise the Court that the parties have reached a settlement in principle, which will be formalized in a written settlement agreement and release. The parties will file a Stipulation of Dismissal after executing the settlement agreement. Accordingly, the parties respectfully request that the February 23, 2018 initial conference be adjourned *sine die*.

Thank you for your time and attention to this matter.

Respectfully submitted,

/s/

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Ryan G. Shaffer  
Assistant Corporation Counsel  
*Attorney for Defendants*

**By ECF**  
cc: Bryan Glass, Esq.  
Attorney for Plaintiff